

pending, bill read third time and passed by the following vote:

YEAS—Senators Ball, Baker, Bradshaw, Burton, Camp, Culberson, Dillard, Dwyer, Ellis, Flanagan, Hobby, Ireland, Joseph, Ledbetter, Randle, Russell, Shepard and Westfall—18.

NAYS—Senators Allison, Craven, Davenport, Erath, Moore, Parker and Wood—7.

A message was received from the House announcing the passage of Senate joint resolution No. 447, "condemning the interference with and destruction of the State Government of Louisiana, by the present Federal administration," with amendments by the House.

On motion of Senator Allison, the rules were suspended, and Senate bill No. 492, "An act to regulate public roads in the State of Texas," was taken up and referred to Committee on Roads, Bridges and Ferries.

On motion of Senator Stirman, the Senate adjourned until 10 o'clock A. M. to-morrow.

#### FOURTEENTH DAY.

SENATE CHAMBER,  
AUSTIN, January 27, 1875.

Senate met pursuant to adjournment. Roll called; quorum present. Prayer by the chaplain.

On motion of Senator Westfall, the reading of the journal of yesterday was dispensed with.

Senator Stirman presented the petition of citizens of Kaufman county, "asking relief for R. B. Shaw, ex-sheriff of said county." Read and referred to Committee on Finance.

Senator Burton presented the petition of citizens of Fort Bend county, "in regard to a new jail for said county." Read and referred to Finance Committee.

Senator Ireland, Chairman Judiciary Committee, submitted the following reports:

*Hon. R. B. Hubbard, President of the Senate:*

Your Committee on Judiciary ask leave to report back to the Senate, Senate bill No. 541, "An act to authorize

Waller county to levy a special tax to pay judgment in favor of Mrs. Francis Murray," and recommend that it do not pass, as, in their judgment, the present law covers the case amply.

JOHN IRELAND, Chairman.

*Hon. R. B. Hubbard, President of the Senate:*

Your Committee on Judiciary ask leave to report back to the Senate, Senate bill No. 548, "An act to limit the debts of counties, cities and towns," and recommend its passage.

JOHN IRELAND, Chairman.

*Hon. R. B. Hubbard, President of the Senate:*

Your Committee on Judiciary ask leave to report back to the Senate, Senate bill No. 556, "An act for the protection of game and fish," and recommend its passage.

JOHN IRELAND, Chairman.

*Hon. R. B. Hubbard, President of the Senate:*

Your Committee on Judiciary ask leave to report back to the Senate, Senate bill No. 555, "An act to pay counsel for prosecuting cases in favor of the State," and recommend its passage.

JOHN IRELAND, Chairman.

*Hon. R. B. Hubbard, President of the Senate:*

Your Committee on Judiciary ask leave to report back to the Senate, House bill No. 603, "An act to legalize the adoption of certain amendments to the charter of Victoria, in Victoria county," and recommend the passage of the enclosed substitute.

JOHN IRELAND, Chairman.

The title of the bill referred to, is "An act to legalize and validate all amendments to town and city charters, made under the provisions of 'an act to provide for the amendments of town and city charters,' " approved April 24, 1874.

*Hon. R. B. Hubbard, President of the Senate:*

Your Committee on Judiciary, ask leave to report back to the Senate, Senate bill No. 553, "An act to prohibit persons, not authorized, from using seals," and recommend its passage.

JOHN IRELAND, Chairman.

*Hon. R. B. Hubbard, President of the Senate:*

Your Committee on Judiciary ask leave to report back to the Senate, Senate joint resolution No. 474, "Authorizing

the International Railroad Company to sue the State," and recommend that it do not pass.

JOHN IRELAND, Chairman.

*Hon. R. B. Hubbard, President of the Senate :*

Your Committee on Judiciary ask leave to report back to the Senate, Senate joint resolution No. 470, "Relative to International Railroad bonds," and recommend that it do not pass.

JOHN IRELAND, Chairman.

*Hon. R. B. Hubbard, President of the Senate :*

Your Committee on Judiciary, to whom was referred Senate bill No. 448, "An act to provide for the public printing," instruct me to report the same back and ask the passage of the substitute herewith submitted.

JOHN IRELAND, Chairman.

The title of the substitute referred to, is: "An act to provide for the instruction of the pupils of the institution for the deaf and dumb of this State, in the art of printing."

*Hon. R. B. Hubbard, President of the Senate :*

Your Committee on Judiciary, to whom was referred Senate bill No. 507, "An act to require the sheriffs to settle State and county taxes on the first day of May of each year," instruct me to report the same back and recommend its reference to Finance Committee. The committee are, however, of opinion that by consultation of acts 1873, pamphlet laws, pages 51 and 178, it will be seen that the law is now ample on this subject.

JOHN IRELAND, Chairman.

*Hon. R. B. Hubbard, President of the Senate :*

Your Committee on Judiciary, to whom was referred Senate bill No. 491, "An act to reorganize the Fourth and Fifth Judicial Districts of Texas, and to fix the time of holding courts therein," having considered the same, instruct me to report the said bill back to your honorable body, with the accompanying substitute for said bill, and recommend the said substitute in lieu of said bill.

JOHN IRELAND, Chairman.

The title of the substitute referred to, is, "An act to reorganize the Fourth and Fifth Judicial Districts of the

State of Texas, and to provide for the time of holding courts therein.”

*Hon. R. B. Hubbard, President of the Senate:*

Your Committee on Judiciary ask leave to report back to the Senate, Senate bill No. 535, “An act to regulate the management of railroad companies,” and recommend its passage, and to have a number of copies printed.

JOHN IRELAND, Chairman.

A message was received from the House, announcing the passage of the following House bills:

House bill No. 634, “An act to incorporate the Galveston, Brazos and Colorado Narrow Gauge Railway Company.”

House bill No. 637, “An act supplemental to and amendatory of an act, entitled, ‘an act to incorporate the Corpus Christi and Rio Grande Railroad Company, and to aid in the construction of the same,’ ” passed May 24, 1875; also, the passage of the following Senate bills:

Senate bill No. 468, “An act to amend an act, entitled, ‘an act to incorporate the Beaumont, Corsicana and Fort Worth Railroad Company.’ ”

Senate bill No. 345, “An act to carry into effect section 24 of article 5 of the constitution, by defining the offenses of non-feasance, mis-feasance and mal-feasance in office, and providing penalties therefor.”

Senator Westfall, Chairman Committee on Education, submitted the following reports:

*Hon. R. B. Hubbard, President of the Senate:*

Your Committee on Education, to whom was referred Senate bill No. 454, “An act to incorporate the Lamar University,” have carefully considered the same, and instruct me to report the same back with amendments, with the recommendation that the bill, as amended, do pass.

Strike out the following words of section seven: “Also to give public, literary, musical or dramatic entertainments, at which they may distribute among the patrons of the entertainments a portion of the proceeds arising from the sale of tickets of admission.” WESTFALL, Chairman.

*Hon. R. B. Hubbard, President of the Senate:*

Your Committee on Education, to whom was referred House bill No. 583, “An act to amend an act entitled ‘an

act to incorporate the Austin college,' " approved November 22, 1849, having considered the same, instruct me to report said bill back to your honorable body and recommend its passage, with the following amendment :

Amend section one by adding after the word "whatever" in the last line, the following words: "heretofore acquired by virtue of their charter."

W. H. WESTFALL, Chairman.

Senator Culberson, Chairman Committee on Internal Improvements, submitted the following reports :

*Hon. R. B. Hubbard, President of the Senate :*

Your Committee on Internal Improvements, to whom was referred Senate bill No. 488, "An act to encourage the construction of a canal from or near the Marble Falls, on the Colorado river, to the city of Austin," have carefully considered the same, and your committee instruct me to report the accompanying substitute, and recommend its passage.

CULBERSON, Chairman.

The title of the substitute referred to, is "An act to encourage the construction of a canal from or near the Marble Falls, on the Colorado river, to the city of Austin."

*Hon. R. B. Hubbard, President of the Senate :*

Your Committee on Internal Improvements have considered House bill No. 536, "An act supplementary and amendatory of 'an act to incorporate the Western Narrow Gauge Railroad Company, and the several acts supplementary and amendatory thereto,'" and recommend its passage.

CULBERSON, Chairman.

*Hon. R. B. Hubbard, President of the Senate :*

Your Internal Improvement Committee have considered Senate bill No. 526; "An act to incorporate the Western Direct Trade Company of the Patrons of Husbandry," and recommend the following amendments :

1st. Add the following words as a caption to the bill : "An act to incorporate the Direct Trade Company of the Patrons of Husbandry." 2d. Strike out all that part of the bill from commencement down to and including the word "construct" in tenth line, and insert: "Section 1. Be it enacted by the Legislature of the State of Texas." 3rd.

Strike out the word "real" in 5th section. With these amendments, the committee recommend its passage.

CULBERSON, Chairman.

*Hon R. B. Hubbard, President of the Senate:*

Your Committee on Internal Improvements have considered Senate bill No. 510, "An act to grant aid to the International Railroad Company," and recommend that it do not pass.

CULBERSON, Chairman.

Senator Russell introduced a bill entitled "An act to encourage the construction of canals and ditches for navigation and irrigation." Read first time and referred to Committee on Internal Improvements.

Senator Ellis introduced a bill entitled "An act for the relief of W. H. Coleman, late sheriff of Lavaca county." Read first time and referred to Committee on Finance.

Senator Bradley introduced a bill entitled "An act to repeal an act granting pensions, etc.," approved April 21st, 1874. Read first time and referred to Committee on Finance.

(Senator Hobby in the chair.)

Senator Ball introduced a bill entitled "An act regulating the rate of interest." Read first time and referred to Judiciary Committee.

Senator Flanagan introduced a bill entitled "An act prescribing the time for holding the district courts in the Sixth Judicial District of the State, and to repeal all laws in relation thereto." Read first time and referred to Judiciary Committee.

Senator Friend introduced a bill entitled "An act to amend the Penal Code." Read first time and referred to Judiciary Committee.

Senator Joseph introduced a bill entitled "An act amendatory of 'an act to incorporate the Galveston Agricultural, Horticultural and Industrial Association.'" Read first time and ordered to lie on the table.

Senator Baker introduced a bill entitled "An act authorizing the cities of Texas to maintain public schools." Read first time and referred to Committee on Education.

(The President in the chair.)

On motion of Senator Westfall, the rules were suspended, and Senate bill No. 488, "An act to encourage the

construction of a canal from or near the Marble Falls, on the Colorado river, to the city of Austin;" and also, substitute therefor entitled "An act to encourage the construction of a canal from or near the Marble Falls, on the Colorado river, to the city of Austin," was taken up.

The substitute was read first time and adopted.

On motion of Senator Westfall, the rules were suspended, and substitute read second time.

Senator Ellis offered the following amendment: Strike out the word "twenty," wherever it occurs before the word "sections," and insert the word "twelve."

Lost by the following vote:

YEAS—Senators Burton, Camp, Dillard, Ellis, Friend, Morris, Parker and Shepard—8.

NAYS—Senators Ball, Baker, Bradshaw, Bradley, Culberson, Craven, Davenport, Erath, Flanagan, Hobby, Ireland, Joseph, Ledbetter, Randle, Russell, Stirman, Swift and Westfall—18.

The bill was then ordered engrossed.

On motion of Senator Westfall, the rules were suspended, and bill read third time.

Senator Ellis moved a call of the Senate. Call sustained. Absent, Senators Dwyer and Moore.

The Sergeant-at-Arms was dispatched for the absent Senators.

The absent Senators making their appearance, the call was suspended.

The bill then passed by the following vote:

YEAS—Senators Ball, Baker, Bradshaw, Bradley, Burton, Culberson, Davenport, Flanagan, Friend, Hobby, Ireland, Joseph, Ledbetter, Morris, Randle, Russell, Shepard, Stirman, Swift and Westfall—20.

NAYS—Senators Allison, Camp, Craven, Dillard, Dwyer, Ellis, Erath, Moore, Parker and Wood—10.

On motion of Senator Joseph, the rules were suspended and the bill introduced by him this morning, entitled "An act to incorporate the Galveston Agricultural and Industrial Association," was taken up, read second time and ordered engrossed.

On motion of Senator Joseph, the rules were further suspended, bill read third time and passed.

On motion of Senator Shepard, the rules were suspended and Senate bill No. 369, "An act for the relief of the heirs

of Sylvester Bowen," was taken up and referred to Judiciary Committee.

On motion of Senator Ledbetter, the rules were suspended and Senate bill No. 554, "An act to enable the city of Ledbetter to reorganize their municipal government," was taken up, read second time and ordered engrossed.

On motion of Senator Ledbetter, the rules were further suspended, bill read third time and passed.

On motion of Senator Davenport, the rules were suspended and Senate bill No. 544, "An act making an appropriation for the purpose of paying an oculist for treating invalids of the Institute for the Blind," was taken up, read second time and ordered engrossed.

On motion of Senator Westfall, the rules were further suspended, bill read third time and passed by the following vote :

YEAS—Senators Allison, Ball, Baker, Bradshaw, Bradley, Camp, Culberson, Craven, Dillard, Davenport, Dwyer, Ellis, Erath, Flanagan, Friend, Hobby, Ireland, Joseph, Ledbetter, Morris, Moore, Parker, Russell, Shepard, Stirman, Swift, Westfall and Wood—28.

NAYS—None.

Senator Dillard gave notice that he would move a reconsideration of the vote on yesterday, refusing to pass Senate bill No. 534, "An act supplemental to 'an act to provide for the registration of voters, etc.'"

On motion of Senator Ireland, the rules were suspended, and Senate bill No. 454, "An act to incorporate the Lamar University," was taken up and read second time, pending amendments by the Committee reporting on said bill.

On motion of Senator Westfall, the amendments offered by the committee were adopted.

Senator Moore offered the following amendment :

Amend the caption by striking out the words "and to authorize exhibitions." Adopted.

The bill, as amended, was then ordered engrossed, by the following vote :

YEAS—Senators Allison, Ball, Baker, Bradley, Burton, Camp, Culberson, Craven, Davenport, Dwyer, Ellis, Erath, Flanagan, Friend, Hobby, Ireland, Joseph, Ledbetter, Morris, Moore, Parker, Randle, Russell, Shepard, Stirman, Westfall and Wood—27.

NAYS—None.

On motion of Senator Ireland, the rules were further



suspended, bill read third time and passed, by the following vote :

YEAS—Senators Allison, Ball, Baker, Bradley, Burton, Camp, Culberson, Craven, Davenport, Dwyer, Ellis, Erath, Flanagan, Friend, Hobby, Ireland, Joseph, Ledbetter, Morris, Moore, Parker, Randle, Russell, Shepard, Stirman, Westfall and Wood—27.

NAYS—None.

(Senator Ireland in the chair.)

On motion of Senator Moore, the rules were suspended, and Senate bill No. 546, "An act to regulate the times of holding courts in the Twenty-fourth Judicial District," was taken up, read second time and ordered engrossed.

On motion of Senator Russell, the rules were further suspended, bill read third time and passed.

Senate bill No. 512, "An act to amend the 4th section of 'an act to punish certain offenses committed on Sunday,'" was taken up and read second time.

The report of the committee, that said bill do not pass, was adopted, and the bill was therefore lost.

Senate bill No. 482, "An act for the relief of master builders, mechanics and material men, and to provide for and regulate mechanics, builders and other liens," was taken up and read second time.

The report of the committee on said bill, that it do not pass, was adopted, and the bill, therefore, lost.

On motion of Senator Davenport, the Senate adjourned until 10 o'clock, A. M., to-morrow.

## FIFTEENTH DAY.

SENATE CHAMBER,  
AUSTIN, January 28, 1875.

Senate met pursuant to adjournment; roll called; quorum present. Prayer by Rev. F. M. Law, of Bryan.

On motion of Senator Ireland, the reading of the journal of yesterday was dispensed with.

On motion of Senator Culberson, Senator Camp was excused for the day on account of illness.

Senator Bradshaw presented the petition of members of the bar at Fort Worth, "Asking that the county of Tarrant,